

103^D CONGRESS
1ST SESSION

H. R. 2503

To amend title 10, United States Code, to require that in any case in which military law enforcement officials are called to a scene of domestic violence at which a weapon is present or there has been obvious physical violence that the officials shall arrest the individual who appears to have committed the offense.

IN THE HOUSE OF REPRESENTATIVES

JUNE 23, 1993

Mr. KYL introduced the following bill; which was referred to the Committee on Armed Services

A BILL

To amend title 10, United States Code, to require that in any case in which military law enforcement officials are called to a scene of domestic violence at which a weapon is present or there has been obvious physical violence that the officials shall arrest the individual who appears to have committed the offense.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. MANDATORY ARRESTS BY MILITARY LAW EN-**
2 **FORCEMENT OFFICIALS WHEN CALLED TO**
3 **SCENES OF DOMESTIC VIOLENCE.**

4 (a) IN GENERAL.—Section 807 of title 10, United
5 States Code, is amended by adding at the end the follow-
6 ing new subsection:

7 “(d)(1) In a case of domestic violence in which a mili-
8 tary law enforcement official at the scene determines that
9 physical injury has been inflicted or a deadly weapon or
10 dangerous instrument has been used, the military law en-
11 forcement official shall apprehend a person upon reason-
12 able belief that an offense has been committed and that
13 the person to be apprehended committed the offense.

14 “(2) The Secretary of Defense shall prescribe by reg-
15 ulation the definition of ‘domestic violence’ for purposes
16 of this subsection.

17 “(3) In this subsection, the term ‘military law en-
18 forcement official’ means a person authorized under regu-
19 lations governing the armed forces to apprehend persons
20 subject to this chapter or to trial thereunder.”.

21 (b) DEADLINE FOR PRESCRIBING PROCEDURES.—
22 The Secretary of Defense shall prescribe procedures to
23 carry out section 807(d) of title 10, United States Code,
24 as added by subsection (a), not later than six months after
25 the date of the enactment of this Act.